

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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Court Minutes

October 13, 2008

There are minutes for this date.

October 14, 2008

- C057173 THE PEOPLE v. (Not For Publication)**
ROY LaVANN COLEMAN
The judgment is affirmed.
DAVIS, Acting P.J.
We Concur: Nicholson, J.
Hull, J.
- C057521 FATHALI v. DAYANI (Not For Publication)**
The judgment is affirmed.
DAVIS, J.
We Concur: Sims, Acting P.J.
Raye, J.
- C057674 THE PEOPLE v. (Not For Publication)**
WILLIAM THOMAS COATS
The trial court is directed to prepare an amended abstract of judgment that reflects the correct spelling of defendant's first name (see fn. 1, *ante* p. 1) as well as the total of 15 years imposed for defendant's three prior robbery convictions in item 3. A certified copy of the amended abstract shall be forwarded to the Department of Corrections and Rehabilitation. In all other respects, the judgment is affirmed.
BUTZ, J.
We Concur: Blease, Acting P.J.
Nicholson, J.
- C056072 WOODS et al. v. SHEWRY, as (Certified For Publication)**
Director, etc. et al.
The judgment is reversed. We direct judgment be entered for the issuance of a peremptory writ of mandate commanding (1) the Department of Public Health to provide any grants under Health and Safety Code section 124250 to those organizations that provide services to victims of domestic violence, regardless of gender; and (2) the OES to provide grants under Penal Code section 13823.15 to those organizations that provide services to victims of domestic violence, regardless of gender. Plaintiffs shall recover costs on appeal. (Cal. Rules of Court, rule 8.278 (a) (3) .)
MORRISON, J.
We Concur: Raye, Acting P.J.
Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
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Court Minutes

October 14, 2008, Continued

C058423 In re A.V. et al.; SUTTER COUNTY (Not For Publication)
DEPARTMENT OF HUMAN SERVICES
v. FLOYD M.

The juvenile court's orders are affirmed.

RAYE, J.

We Concur: Nicholson, Acting P.J.

Butz, J.

October 15, 2008

C055511 THE PEOPLE v. LORENZO REYES (Not For Publication)

Condition 3 of defendant's special conditions of probation is modified to require that defendant shall "not...remain in any building or vehicle where you know any person has such a weapon, nor remain in the presence of any person whom you know to be unlawfully armed. [.]" As modified, the order is affirmed. The court is directed to amend its records to reflect the modification and to forward the appropriate documents to appellant and the probation department.

HULL, J.

We Concur: Sims, Acting P.J.

Davis, J.

C056020 THE PEOPLE v. (Not For Publication)
JOSEPH MICHAEL AZARCON

The sentence imposed on count 2 – driving with a blood-alcohol level of .08 – is stayed. Defendant's license is suspended for four (not three to five) years. As modified, the judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect these modifications and to send a certified copy of the amended abstract to the Department of Corrections and Rehabilitation.

Nicholson, J.

We Concur: Scotland, P.J.

Cantil-Sakauye, J.

C056377 THE PEOPLE v. (Not For Publication)
ANTOINE LANEIR SLAUGHTER

The judgment is affirmed.

ROBIE, J.

We Concur: Sims, Acting P.J.

Davis, J.

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October 15, 2008, Continued

C057162	THE PEOPLE v. KENNETH PAUL WINSTON The judgment is affirmed. NICHOLSON, J. We Concur: Davis, Acting P.J. Robie, J.	(Not For Publication)
C054242	SUAREZ v. HERRERA, etc. et al. The judgment is affirmed. BLEASE, J. We Concur: Scotland, P.J. Butz, J.	(Not For Publication)
C054933	LYNCH v. HERTZIG et al. The judgment is affirmed. Hertzig shall recover costs on appeal. ... RAYE, J. We Concur: Sims, Acting P.J. Robie, J.	(Not For Publication)
C056066	ROGERS et al. v. REGENTS OF THE UNIVERSITY OF CALIFORNIA The judgment is reversed and remanded. Plaintiff is entitled to costs on appeal. RAYE, J. We Concur: Hull, J. I concur in the majority of the opinion. ... Sims, Acting P.J.	(Not For Publication)
C056197	In re NEHEMIAH R.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. DANIELLE R. et al. The juvenile court's order denying the Welfare and Institutions Code section 388 petition is affirmed. SIMS, J. We Concur: Scotland, P.J. Robie, J.	(Not For Publication)

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STATE OF CALIFORNIA
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Court Minutes

October 15, 2008, Continued

**C056624 In re J.P. et al.; DEPARTMENT OF (Not For Publication)
HEALTH AND HUMAN SERVICES v.
EUGENE P.**

The juvenile court's orders are affirmed.

BLEASE, Acting P.J.

We Concur: Nicholson, J.

Butz, J.

October 16, 2008

**C055325 THE PEOPLE v. (Not For Publication)
MICHAEL JOHN HAWTHORNE**

The judgment is affirmed.

CANTIL-SAKAUYE, J.

We Concur: Raye, Acting P.J.

Butz, J.

**C055122 WOOD et al. v. HOCK et al. (Not For Publication)
THE COURT:**

It is ordered that the opinion filed herein on September 24, 2008, be modified...

There is no change in the judgment.

Defendant's/Appellant's petition for rehearing is denied.

BY THE COURT:

SCOTLAND, P.J.

Davis, J.

Robie, J.

**C057952 In re ALEX K.; FERNANDEZ, JR. v. ALEX K.
BY THE COURT:**

Appellant's request to publish the opinion filed on September 23, 2008, is denied.

DAVIS, Acting P.J.

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Court Minutes

October 17, 2008

**C043590 THE PEOPLE v. (Not For Publication)
CATHY DAWN GARCIA**

The judgment is affirmed.

BUTZ, J.

We Concur: Davis, Acting P.J.
Morrison, J.

**C057909 THE PEOPLE v. (Not For Publication)
BOBBIE CHRISTINE HOULET**

The judgment is modified to strike the probation report revocation fine, and to add one additional day of actual custody time. As modified, the judgment is affirmed. The trial court shall prepare an amended abstract of judgment incorporating these changes and shall forward a certified copy to the Department of Corrections and Rehabilitation.

HULL, J.

We Concur: Sims, Acting P.J.
Davis, J.

**C057677 In re S.G. et al.; SACRAMENTO (Not For Publication)
COUNTY DEPARTMENT OF HEALTH
AND HUMAN SERVICES v. J.A.**

The order terminating parental rights as to J.T. is vacated, and the matter is remanded to the juvenile court with directions to order the Department to provide proper ICWA notice to the relevant tribes and BIA, including the birth date and birthplace of Bernard T., and to comply with all statutory requirements regarding filing of notices and return receipts with the juvenile court. If, after proper and complete notice, the BIA or a tribe determines that the minor is an Indian child as defined by the ICWA, the juvenile court is ordered to conduct a new section 366.26 hearing in conformity with all provisions of the ICWA. If, on the other hand, no response is received or the tribes and the BIA determine the minor is not an Indian child, all previous findings and orders shall be reinstated. The juvenile court's orders related to S.G. are affirmed.

HULL, J.

We Concur: Sims, Acting P.J.
Davis, J.

**C058117 In re O.C.; YOLO COUNTY (Not For Publication)
DEPARTMENT OF EMPLOYMENT
AND SOCIAL SERVICES v. TIM C.**

The judgment is affirmed.

BLEASE, Acting P.J.

We Concur: Nicholson, J.
Butz, J.

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STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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Court Minutes

October 17, 2008, Continued

**C055346 MILLVILLE ELEMENTARY SCHOOL DISTRICT et al. v.
DAVID HALLMAN CONSTRUCTION et al.
BY THE COURT:
Appellant's petition for rehearing is denied.
Raye, Acting P.J.**